

Docket No.: B0410/7280D1 **PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Richard A. Gambale et al.

Examiner:

Not Assigned

Serial No .:

10/768,770

Group Art Unit:

3763

Filed:

January 29, 2004

Conf. No.:

7050

Title:

IMBEDDED INTRAMUSCULAR IMPLANTS

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is/are the following document(s):

[XX] Preliminary Amendment

[XX] Return postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 261-3100, Boston, Massachusetts.

Please charge any fees or credits to the account of the undersigned, Deposit Account No. 50-1721, reference 0506765/0068. A duplicate of this sheet is enclosed for accounting purposes.

Respectfull vsubmitte

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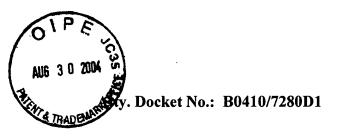
KIRKPATRICK & LOCKHART, LLP

75 State Street

Boston, Massachusetts 02109-1808

Tel.: (617) 261-3100 Customer No.: 022832

DATE: August 27, 2004



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8/27/04

Date

Signature

_ Juliett. Dowler

Typed or Printed Name of Person Signing Certificate

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

This Amendment is supplemental to our filing of January 29, 2004.

Amendments to the Specification begin on page 2 of this paper.

The Listing of the Claims begins on page 3 of this paper. No amendments are made.

Remarks begin on page 8 of this paper.

Please enter the following amendments and remarks.